

FEATHER RIVER AIR QUALITY MANAGEMENT DISTRICT
MEMORANDUM
10/04/2021

TO: FRAQMD BOARD OF DIRECTORS

FROM: Christopher D. Brown, AICP, APCO

SUBJECT: Approve Resolution #2021-10 of the Board of Directors of the Feather River Air Quality Management District Authorizing Remote Teleconference Meetings of the Legislative Bodies of Feather River Air Quality Management District for the period of October 4, 2021 to November 4, 2021 Pursuant to Brown Act Provisions Due to a State of Emergency.

RECOMMENDATION:

Approve Resolution #2021-10 of the Board of Directors of the Feather River Air Quality Management District Authorizing Remote Teleconference Meetings of the Legislative Bodies of Feather River Air Quality Management District for the period of October 4, 2021 to November 4, 2021 Pursuant to Brown Act Provisions Due to a State of Emergency and authorize the Chairman to execute related documents.

ALTERNATIVES:

Not approve Resolution #2021-10, which would require adjournment of the Board until an in-person meeting was scheduled.

BACKGROUND:

: On March 4, 2020 the Governor declared a State of Emergency in California due to the impacts of the novel corona virus (COVID-19). As part of the State of Emergency the Governor issued a variety of Executive Orders, specifically N-25-20, N-29-20, and N-35-20, allowing local and state agencies to hold public meetings using remote means without complying with certain specified provisions of the Ralph M. Brown Act, Government Code §§54950-54963. The waived provisions involved the ability to conduct remote meetings without: identification of all remote locations, agenda posting at all locations used, and public access to all the remote sites. Also waived was the requirement that a quorum of teleconferencing members be physically located within the jurisdiction.

On June 11, 2021 the Governor issued Executive Order N-08-21 which set forth a timetable for the resumption of applicability of those previously waived provisions. Specifically, the normal

provisions of the Brown Act were to resume on September 30, 2021 and any meetings subject to the Brown Act after that date would be required to comply with all applicable provisions of the Act as it existed prior to the original State of Emergency proclamation.

The California Legislature responded by passing AB361 of 2021 which allowed the continued waiver of certain provisions of the Brown Act under certain specified conditions of emergency. The Governor signed AB361 on September 16, 2020 and thereafter issued Executive Order N-15-21 to allow meetings prior to October 1, 2021 to continue to be conducted under prior executive orders but that any meeting occurring on or after October 1, 2021 must be conducted pursuant to the provisions of the Brown Act as it existed prior to the original Executive Order waiver OR the local agency must comply with the provisions of AB361 to continue the waiver of certain provisions in 30 day increments.

The adoption of the attached resolution complies with the provisions of AB361 and will allow the Board of Directors to conduct its October 04, 2021 meeting in the same manner as it has been conducting meetings throughout the pandemic emergency.

FISCAL IMPACT:

No Fiscal Impact

ATTACHMENTS:

Resolution #2021-10

ATTACHMENT
Resolution #2021-10